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****E-filed 10/19/05****

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

VLADIMIR IOFFE,

Plaintiff,

v.

Department of Homeland Security, MICHAEL
 CHERTOFF, Secretary; U.S. Attorney General,
 ALBERTO GONZALES; United States
 Citizenship and Immigration Services,
 EDUARDO AGUIRRE, JR., Director; United
 States Citizenship and Immigration Services,
 ALFONSO AGUILAR, Chief; United States
 Citizenship and Immigration Services, DAVID
 STILL, District Director,

Defendants.

C-05-2516-JF

**STIPULATION TO DISMISS WITHOUT
 PREJUDICE; AND
 ORDER**

Plaintiff, by and through his attorney of record, and defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate the plaintiff's application for naturalization and agree to adjudicate such application within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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2 Date: October 14, 2005

Respectfully submitted,

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4 KEVIN V. RYAN
United States Attorney

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6 /s/
EDWARD A. OLSEN¹
7 Assistant United States Attorney
8 Attorneys for Defendants

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10 Date: October 14, 2005

11 /s/
GERI N. KAHN
12 Jewish Family & Children's Services
13 Attorney for Plaintiff

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15 **ORDER**

16 Pursuant to stipulation, IT IS SO ORDERED.

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18 Date: 10/19/05

/s/electronic signature authorized

19 JEREMY FOGEL
United States District Judge

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28 ¹I, Edward A. Olsen, attest that both Attorney Kahn and I have signed this stipulation and
will produce the original signed copies upon request.

STIPULATION TO DISMISS
C-05-2516-JF